

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

VISHVA DESAI,
Plaintiff,
vs.
ADT SECURITY SERVICES, INC,
et al,
Defendants.

301 Northeast 51st Street,
Boca Raton, Florida,
Monday, May 6, 2014,
9:34 a.m.

DEPOSITION OF HANNAH LIM, ESQ.

Taken on behalf of the Elephant Group before
Barbara Wilkie, Shorthand Reporter and Notary Public in
and for the State of Florida at Large, pursuant to an
Amended Notice of Taking Deposition in the above cause.

1 Green's decision as to who would be permitted to be in
2 any room at any given time?

3 A Correct, correct.

4 Q When you ultimately decided on the settlement
5 number -- which was \$15 million, right?

6 A That's correct.

7 Q -- did you get approval for that number from
8 any other entity?

9 MR. MCNEW: Objection to the extent it
10 requires disclosure of attorney-client
11 communication.

12 A We advised all parties that, if they wanted to
13 object to the reasonableness of the settlement, that
14 they had the option to do that, and we heard no
15 objections.

16 Q When did you give them the option? When did
17 this conversation take place? Was it an email, or was
18 it a phone call?

19 A It was at the mediations.

20 Q Well, you didn't settle it at the mediation,
21 did you?

22 A We settled it, I think, over the course of
23 multiple meetings, mediation meetings.

24 Q Right. The settlement agreement, I think, is
25 dated January 30, 2013.

1 A But no one signs settlement agreements with
2 all terms at a mediation. This is a \$15 million
3 settlement. It's not a \$3,000 settlement. So it was
4 penned and executed months after, I'm sure, the
5 mediation concluded.

6 Q So, are you saying that you allowed everyone
7 to provide input into the total settlement number that
8 was being paid to settle this lawsuit?

9 A They would have been allowed to object to the
10 reasonableness of the settlement.

11 Q Well, what do you mean by that? Specifically
12 with regard to Elephant Group, did you discuss the
13 settlement of the claims with anyone at Elephant Group
14 before you entered into this settlement agreement?

15 A We did. We did.

16 Q When was that?

17 A At the mediation.

18 Q You told someone from Elephant Group that you
19 were going to settle the case for \$15 million?

20 A I spoke with both Joseph Bamira and counsel.

21 Q And you got their input into whether or not
22 the settlement should go forward, or you just tell them
23 that that is the number?

24 A I advised them that we intended to resolve the
25 suit and, if they had any objections on reasonableness,

1 they should indicated that. And Bamira's response was,
2 "You should settle it for whatever you think is
3 appropriate." And he put up his hands like this
4 (indicating).

5 Q So, it wasn't ---

6 A That, I remember vividly.

7 Q So, it wasn't a conversation along the lines
8 of, "Do you think that this is a reasonable settlement"?
9 It was, more or less, "We are going to do this"?

10 A Oh, no, no. It was, "This is the settlement
11 that we believe we can reach. Do you have any
12 objections to the reasonableness of the settlement,"
13 because, at that last session, Bamira did not want to
14 attend it. He said, "We are not going to attend."

15 I said, "If you do not attend, then you are
16 waiving your rights to object to the reasonableness of
17 the settlement." Then they did show up, and then we
18 spoke with them multiple times during the course of the
19 mediation.

20 We advised them, if they had any objections to
21 the reasonableness, they should lodge them now. And
22 Joseph indicated, "You should settle it for whatever you
23 think is reasonable," and he went like this, with his
24 hands up in the air.

25 Q I want to go back to Defender. Defender was